

In re application of: Song Kim
FOR: ROLLER CAGE FRAME AND ROLLER COVER
SN/PATENT NO.: 09/116,227

PATENT
Docket No. 7091-102/10102873
FILING/ISSUE DATE: 07/16/98

Enclosures:
Petition for Revival of an Application for Patent Abandoned Unintentionally

THE U.S. PATENT AND TRADEMARK STAMP AFFIXED TO THIS POSTCARD HEREBY
ACKNOWLEDGES RECEIPT OF THE ENCLOSED DOCUMENTS.

Date Mailed: June 26, 2001

AS/lb

In re application of: Song Kim
OR: ROLLER CAGE FRAME AND ROLLER COVER
N/PATENT NO.: 09/116,227

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JUL 13 2001
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11002 U.S. PTO
09/093209
06/26/01

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SEP 27 2006

UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)*(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
7091-103

Total Pages in this Submission

TO THE ASSISTANT COMMISSIONER FOR PATENTS**Box Patent Application**
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

ROLLER CAGE FRAME AND ROLLER COVER

and invented by:

Song KimIf a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:☒ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: 09/116,227

Which is a:

☐ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: _____

Which is a:

☐ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☐ Specification having _____ pages and including the following:
 - a. ☐ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications *(if applicable)*
 - c. ☐ Statement Regarding Federally-sponsored Research/Development *(if applicable)*
 - d. ☐ Reference to Microfiche Appendix *(if applicable)*
 - e. ☐ Background of the Invention
 - f. ☐ Brief Summary of the Invention
 - g. ☐ Brief Description of the Drawings *(if drawings filed)*
 - h. ☐ Detailed Description
 - i. ☐ Claim(s) as Classified Below
 - j. ☐ Abstract of the Disclosure

SEP 27 2006

**UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
7091-103

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Application Elements (Continued)

3. ☐ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
a. ☐ Formal b. ☐ Informal Number of Sheets _____
4. ☒ Oath or Declaration
a. ☐ Newly executed *(original or copy)* ☐ Unexecuted
b. ☒ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
c. ☐ With Power of Attorney ☐ Without Power of Attorney
d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Program in Microfiche
7. ☐ Genetic Sequence Submission *(if applicable, all must be included)*
a. ☐ Paper Copy
b. ☐ Computer Readable Copy
c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☐ Assignment Papers *(cover sheet & documents)*
9. ☐ 37 CFR 3.73(b) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing
☐ First Class ☒ Express Mail *(Specify Label No.):* EL341559866US

**UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
7091-103

Total Pages in this Submission

Accompanying Application Parts (Continued)

15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. ☐ Small Entity Statement(s) - Specify Number of Statements Submitted: _____
17. ☐ Additional Enclosures *(please identify below):*

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Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

18. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

**UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
7091-103

Total Pages in this Submission

Fee Calculation and Transmittal**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	8	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	2	- 3 =	0	x \$40.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$355.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$355.00

- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0337 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Charge the amount of \$355.00 as filing fee.
- ☐ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: July 26, 2001


SignatureAbraham N. Seidman
Registration No. 41,300FULBRIGHT & JAWORSKI L.L.P.
865 S. Figueroa Street, 29th Floor
Los Angeles, California 90017

cc:

SEP 27 2006

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.

7091-103 / 10102873

In Re Application Of. Song Kim

Serial No.

09/116,227

Filing Date

07/16/98

Examiner

Butler, M.

Group Art Unit

3726

Invention: **ROLLER CAGE FRAME AND ROLLER COVER****ASSISTANT COMMISSIONER FOR PATENTS**Attention: Office of PetitionsBox DACWashington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☐ A proposed reply to the above-identified Office Action:

☐ is enclosed. ☐ was filed on _____

The proposed reply is in the form of: _____

2. ☐ The issue fee:

☐ is enclosed. ☐ was paid on _____

3. ☐ A small entity declaration:

☐ is enclosed. ☐ was filed on _____

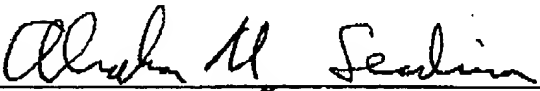
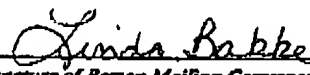
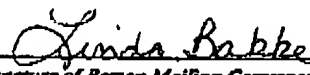
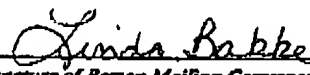
4. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity)			Docket No. 7091-103 / 10102873
In Re Application Of: Song Kim			
Serial No. 09/116,227	Filing Date 07/16/98	Examiner Butler, M.	Group Art Unit 3726
Invention: ROLLER CAGE FRAME AND ROLLER COVER			
Calculation and Payment of Fees			
Enclosed are the following fees:			
7. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of:	<u>\$620.00</u>		
8. <input type="checkbox"/> Fee for amendment in the amount of:	<u> </u>		
9. <input type="checkbox"/> Fee for extension of time to reply to Office Action in the amount of:	<u> </u>		
10. <input type="checkbox"/> Issue fee in the amount of:	<u> </u>		
11. <input type="checkbox"/> Continuing application filing fee in the amount of:	<u> </u>		
12. <input type="checkbox"/> Terminal disclaimer fee in the amount of:	<u> </u>		
13. <input type="checkbox"/> _____	<u> </u>		
Total fees enclosed:			<u>\$620.00</u>
The fee of \$620 is to be paid as follows:			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0337			
A duplicate copy of this sheet is enclosed.			

Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity)			Docket No. 7091-102 / 10102873			
In Re Application Of: Song Kim						
Serial No. 09/116,227	Filing Date 07/16/98	Examiner Butler, M.	Group Art Unit 3726			
Invention: ROLLER CAGE FRAME AND ROLLER COVER						
<p style="text-align: center;">Statement</p> <p>The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.</p> <p>Inventor believes and never stopped believing that his invention was patentable. However, inventor appears to have become disenchanted with his patent attorney of record, at that time. On information and belief, there was an unintentional breakdown of meaningful communication between the inventor and the attorney. Unintentionally, the inventor was left without knowledge of his desired course, namely, to file a continuation and thus to continue his desired course of obtaining a patent for his invention, which he never stopped believing in.</p> <p> Signature</p> <p>Dated: June 26, 2001</p> <p>Abraham N. Seidman Registration No. 41,300</p> <p>FULBRIGHT & JAWORSKI L.L.P. 865 S. Figueroa Street, 29th Floor Los Angeles, California 90017 (213) 892-9200 (213) 680-4518 Fax</p> <table border="1"><tr><td>I certify that this document and fee is being deposited on June 26, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</td></tr><tr><td> Signature of Person Mailing Correspondence</td></tr><tr><td>Linda Bakke Typed or Printed Name of Person Mailing Correspondence</td></tr></table> <p>cc:</p>				I certify that this document and fee is being deposited on June 26, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	 Signature of Person Mailing Correspondence	Linda Bakke Typed or Printed Name of Person Mailing Correspondence
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Linda Bakke Typed or Printed Name of Person Mailing Correspondence						